

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Establishment – Irrigation & CAD Department –Appointment of S/Sri G.Srinivasa Goud, Typist, A.V.S.R.Chandrudu, Record Assistant, and R.Santosh Kumar, Attender in the office of the Engineer-in-Chief (IW), Hyderabad under Sports Quota as a Special Case – Ratification – Orders – Issued.

IRRIGATION & CAD (SER.IX) DEPARTMENT

G.O.Rt.No. 336

Dated: 28-2-2009

Read the following:

1. From the E-in-C (IW), Lr. No.ENC/IW/A1(4) /58400/86, dt. 26.11.2001.
2. Govt. Memo.No.5485/Ser.VII-2/2003-8, dt. 24.11.2003.
3. From the E-in-C (IW), Lr.No.ENC/IW/A1(4)/58400/86, dt. 19.2.2004.
4. Govt. Memo.No.5485/Ser.VII-2/03-11, dt. 11-8-2004.
5. From the ENC (IW), Lr. No.ENC/IW/A1(3)/54800/86, dt. 25.8.2004.
6. From the ENC (IW)Hyd. Lr. No. ENC(IW)/A1(3)/54800/86, dt. 17.4.2006.
7. Govt. Memo.No.5784/Ser.IX(1)/2005-10, dt. 17.6.2006.
8. From the E-in-C (IW), Lr. No. ENC/IW/A3(3)/54800/86, dt. 23.6.2006.
9. Govt. Memo.No.5784/Ser.IX-1/2005-14, dt. 11.10.2006.
10. From the ENC (IW), Lr. No. ENC (IW)/A3/54800/86, dt. 7.2.2007.
11. Govt. Memo.No.5784/Ser.IX(1)/2005-18, dt. 26.6.2007.
12. From ENC (IW), Lr. No.ENC/IW/A3(3)/54800/2007, dt. 4.10.2007.
13. Govt. Memo.No.5784/Ser.IX(1)/2005-19, dt. 25.10.2007.
14. From the E-in-C (IW), Lr. No.ENC(IW)/A3(3)/54800/97, dt. 17.5.2008.
15. From the Commissioner of Collegiate Education, A.P., Hyd. Lr. Rc.No.532/OPI-1/2008, dt. 23.5.2008.

ORDER :

In the references first, 6th read above the Engineer-in-Chief (IW), Irrigation&CAD Department, Hyderabad has reported that he has appointed Sri G.Srinivas Goud as Typist, Sri A.V.S.Chandrudu as Record Assistant, and R.Santosh Kumar, as Attender under meritorious sportsmen quota and the regularization and probation of the individuals were also declared. Later on it was observed by the Government that the above appointments were done in violation of provisions of A.P. Regulation of Appointments to Public Services and Regulation of Staff Pattern and Pay Structure, Act 2 of 1994 as there is no provision for appointment under Sports Quota, as per the above Act. and directed to terminate the services of the above individual. Therefore, the services of the individuals were terminated by the ENC (IW). Aggrieved by the termination orders, the individuals at Sl.No.1 & 2 have filed O.A.No.6996/98 and the individual at Sl.No.3 has filed O.A.No. 7062/98 before the APAT praying to set aside the above termination orders. The APAT in its order dt. 18.2.2000, has directed the respondents to continue the individuals in service as a Special Case. Accordingly, the orders issued terminating the services of the above individuals were cancelled and they were continued in service as a special case vide T.O. order No.ENC/IW/A1(3)/54800/86, dt. 7.3.2000. The orders of APAT were challenge
(PTO)

challenged by Govt. in the High Court of A.P. in W.P. No. 1129/06 and 2194/06 in respect of Sri G.Srinivasa Goud, Typist and Sri A.V.S.R.Chandrudu, Record Assistant and Sri R.Santhosh Kumar, Typist respectively. The High Court in its order dt.30-1-2006 and 7.2.2006 dismissed the W.Ps at the admission stage.

2. The Engineer-in-Chief (IW), Hyderabad has challenged the orders of APHC dt. 30-1-2006 and 7.2.2006 in the Supreme Court of India vide SLP Nos. CC.No.8203/06 and CC.No.8492/06. The SLPs were dismissed by the Supreme Court of India in its order dt. 10.11.2006.

3. In the reference 14th read above, the E-in-C (IW), Hyd. has requested the Govt. to issue necessary orders regarding continuance of Sri G.Srinivasa Goud, Typist, Sri A.V.S.R.Chendrudu, Record Assistant, and Sri R.Santhosh Kumar, Office Subordinate.

4. In the reference 15th read above, the Commissioner of Collegiate Education, Hyderabad has informed that Sri V.Kamraj, Typist and Sri P.Deepak Kumar were continued in the office of the Commissioner of Collegiate Education, Hyderabad.

5. In the circumstances stated above, after careful examination of the matter, Government hereby ratify the action of the Engineer-in-Chief, I&CAD in having continued the services of Sri G.Srinivas Goud, Typist, Sri A.V.S.R.Chandrudu, Record Assistant and Sri R.Santosh Kumar, Attender in their respective posts, as per the orders of APAT, Hyderabad, dt. 18.2.2000 in OA.No.2274/97, O.A.No.6996/98 with VMA 680/98 and O.A.No.7062/98 with VMA No. 679/98, subject to taking disciplinary action against the persons responsible as per the provisions of A.P. Revised Pension Rules, 1980.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.TUCKER
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Engineer-in-Chief (IW), Irrigation & CAD Department, Hyderabad.

Copy to:

The Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad.

SF/SC

//FORWARDED :: BY ORDER //

SECTION OFFICER